IN THE HIGH COURT OF JUDICATURE OF ANDHRA PRADESH
AT HYDERABAD
(Special Original Jurisdiction)

FRIDAY THE FIFTEENTH DAY OF DECEMBER
TWO THOUSAND AND SIX
:PRESENT:

THE HON'BLE SRI JUSTICE GODA RAGHURAM

WRIT PETITION NO : 8660 of 1996

Between:

The Godavari Western Division, Govt. Quarters, occupants Welfare Association, Nidadavolu, (Regd.No. 283 of 1996) rep.by the Secretary, Datla Sivarama Raju,
S/o Pullammaraju, Asst. Engineer, Irrigation Department, Palakollu W.G.District

..... Petitioner

AND

1. Govt of Andhra Pradesh Rep by its Chief Secretary, General Administration Department, A.P. Secratariat Buildings, Hyderabad.
2. The Special Secretary to Govt, Finance & Planning (FW.PC.II) Department, Secretariat Buildings, Hyderabad
3. The Pay & Accounts Officer, Irrigation Wing, Drainage Scheme, Eluru, W.G. District.
4. The Executive Engineer Godavari Western Division (Irrigation), Nidadavolu, W.G.Dist
5. The Superintending Engineer, Irrigation Circle, Dowleshwaram Post, East Godavari District

.....Respondents

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a Writ, order or direction more particularly one in the nature of Writ of mandamus declaring the impugned action of the respondents herein in not allowing the members of petitioner's Association drawing of House Rent Allowance as applicable to the above places they are stationed in accordance with G.O (P) No. 19, Finance & Planning (FW.PC-II) Department dated 19.1.1994 with effect from 1.1.1994 as contemplated under Rule 45-A-IV(b) of Fundamental Rules inspite of payment of standard Rent as fixed by the Competent Authority as illegal, void, ab-initio and may be further directed to allow the petitioner to draw and pay to members of the petitioner’s Association as applicable where they are stationed as per the G.O.(P) No. 19 Finance & Planning (FW.PC-II) Department, dated19.1.1994 with effect from 1.1.1994 in the interest of justice.

The petition coming on for hearing, upon perusing the petition and the affidavit filed herein, and the order of High Court dated 05-12-2006 made herein and upon hearing the arguments of Sri Y. Rama Rao, Advocate for the petitioner, and of the Govt. Pleader for General Administration for the respondents, the court made the following:

ORDER:-

" All the Respondents are present. Their future appearance is dispensed with..

List on Thursday."

ASSISTANT REGISTRAR

// TRUE COPY //

for ASSISTANT REGISTRAR

To

1. The Chief Secretary, General Administration Department, Govt of Andhra Pradesh, Secratariat Buildings, Hyderabad.
2. The Special Secretary to Govt, Finance & Planning (FW.PC.II) Department, Secretariat Buildings, Hyderabad
3. The Pay & Accounts Officer, Irrigation Wing, Drainage Scheme, Eluru, W.G. District.
4. The Executive Engineer Godavari Western Division (Irrigation), Nidadavolu, W.G.Dist
5. The Superintending Engineer, Irrigation Circle, Dowleshwaram Post, East Godavari District
6. Two CC's to G.P for General Admn, High Court of A.P., Hyderabad
7. One CC to Sri Y. Rama Rao, Advocate (OPU)
8. One Spare Copy

Skm

HIGH COURT

GR,J

DATE: 15-12-2006

NOTE: LIST ON THURSDAY

ORDER

WP.NO. 8660 OF 1996

DISPENSING WITH THE PRESENCE OF THE RESPONDENTS

HIGH COURT

GR,J

Drafted by: skm
Drafted on: 18-12-2006

DATE: 15-12-2006

NOTE: LIST ON THURSDAY

ORDER

WP.NO. 8660 OF 1996

DISPENSING WITH THE PRESENCE OF THE RESPONDENTS